IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 4473 of 2007

Date of Decision : 23.03.2007

Champa Devi and another

... Petitioners

Versus

Food Corporation of India and others.

.. Respondents

CORAM : HON'BLE MR. JUSTICE J.S. KHEHAR,
HON'BLE MR. JUSTICE S.D. ANAND.

Present : Mr. Amit Jain, Advocate,
for the petitioners.

J.S. Khehar, J. (Oral)

Through the instant writ petition, the petitioners are impugning the orders dated 31.07.2003 and 17.01.2004 (Annexures P/6 and P/9 respectively), whereby the claim of the petitioner no.1 and her son (petitioner No.2) in seeking appointment on compassionate grounds on account of death of her husband while in the employment of the Food Corporation of India, has been rejected. The impugned order dated 31.07.2003 reveals, that the husband of petitioner no.1 and father of petitioner no.2 did not die in harness. In fact, his services were terminated on 31.08.1980, whereas, he allegedly went missing thereafter with effect from 30.04.1981. Since appointment on compassionate grounds is not available to an individual after the death of the bread winner, whose services had been terminated, we are satisfied, that the claim raised by the

petitioners in the instant writ petition is clearly misconceived. Since the husband of petitioner no.1 and father of petitioner no.2 did not die in harness, the claim for appointment on compassionate grounds has been rightfully declined through the impugned orders referred to above.

No other ground was raised.

Dismissed.

(J.S. Khehar)
Judge

March 23, 2007 (S.D. Anand)
vkd Judge